

**A RESOLUTION**

**04-*R*-1395**

**BY CITY UTILITIES COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO AMENDMENT AGREEMENT NO. 1 WITH NILE CONSTRUCTION, INC., FOR FC-7573-03B, ANNUAL CONTRACT FOR SIDEWALKS, DRIVEWAYS, AND CURBS TO AMEND THE BASE YEAR OF THE AGREEMENT FROM ONE (1) YEAR TO TWO (2) YEARS.**

**WHEREAS**, the City of Atlanta (the “City”) did enter into an agreement with Nile Construction, Inc., for FC-7573-03B, Annual Contract for Sidewalks, Driveways, and Curbs on behalf of the Department of Public Works in an not to exceed amount of One Million Two Hundred Thousand Dollars (\$1,200,000.00); and

**WHEREAS**, the City Council did adopt Resolution 03-R-0973 on July 7, 2003, and Mayor did approve Resolution on July 8, 2003; and

**WHEREAS**, Resolution 03-R-0973 did authorize a contractual agreement for one (1) year with two (2) one (1) year renewal options; and

**WHEREAS**, it is the desire of the Department of Public Works to amend the base year term from one (1) year to two (2) years; and

**WHEREAS**, the Commissioner of Department of Public Works and the Chief Procurement Officer of the Department of Procurement have recommended Amendment Agreement No. 1 for FC-7573-03B, Annual Contract for Sidewalks, Driveways, and Curbs to amend the base year term from one (1) year to two (2) years.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that the Mayor be and is hereby authorized to approve Amendment Agreement No. 1 with Nile Construction, Inc., for FC-7573-03B, Annual Contract for Sidewalks, Driveways, and Curbs.

**BE IT FURTHER RESOLVED**, that the Chief Procurement Officer be and is hereby directed to prepare an appropriate amendment agreement for execution by the Mayor to be approved by the City Attorney as to form.

**BE IT FINALLY RESOLVED**, that this Amendment Agreement No. 1 shall not become binding on the City, and the City shall incur no liability upon same until such agreement has been executed by the Mayor and delivered to the contracting party.

## LEGISLATION SUMMARY

### A RESOLUTION BY CITY UTILITIES COMMITTEE

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**DEPARTMENT:** Public Works

**CONTRACT TYPE:** Construction

**AWARDEES:** Kissberg Construction, Inc.  
Nile, Inc.  
Precision 2000, Inc.  
Ginarc Construction, Inc.

**SOURCE  
SELECTION:** Bid

**BIDS RECEIVED** June 25, 2003

**INVITATIONS MAILED:** 226

**BIDS RECEIVED:** 13

<b>BIDDERS:</b>	<u>Bid Amount</u>
(1) Kissberg Construction, Inc.	\$2,016,180.00
(2) Nile, Inc.	\$2,358,890.00
(3) Precision 2000, Inc.	\$2,467,235.00
(4) Ginarc Construction	\$2,854,375.00
(5) Shaheed's Construction	\$2,953,240.00
(6) CJB Contracting, Inc./Boykin Construction	\$2,979,000.00
(7) The Lions Group	\$3,102,765.00
(8) Kemi Construction Co., Inc.	\$3,299,400.00
(9) B. E. Guthrie	\$3,426,688.00
(10) Tople Construction & Engineering	\$3,552,600.00
(11) Paramount Contracting, Inc.	\$3,555,050.00
(12) Flint Construction Company	\$4,321,283.00
(13) Tomi, Inc.	(no bid bond)

**BACKGROUND:** Resolution needed to amend legislation to reflect correct terms of the Agreement.

**COMPOSITION:** Department of Public Works and OCC

**TRANSMITTAL FORM FOR LEGISLATION**

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Chief Procurement Officer Signature: \_\_\_\_\_

*Adam L. Smith*  
**Adam L. Smith**

Originating Department: Department of Public Works    Contact Person: Cynthia E. Zachery  
Ext. 6057

Committee(s) of Purview: City Utilities

Committee Council Deadline: July 12, 2004

Committee Meeting Dates(s): July 27-28, 2004

Full Council Date: August 16, 2004

**CAPTION**

**A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO AMENDMENT AGREEMENT NO. 1 WITH NILE CONSTRUCTION, INC., FOR FC-7573-03B, ANNUAL CONTRACT FOR SIDEWALKS, DRIVEWAYS, AND CURBS TO AMEND THE BASE YEAR OF THE AGREEMENT FROM A ONE (1) YEAR TO TWO (2) YEARS.**

**BACKGROUND**

Resolution needed to amend legislation to reflect term of contract as originally requested by the user agency.

**FINANCIAL IMPACT (if any):**

***Mayor's Staff Only***

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Received by Mayor's Office: \_\_\_\_\_

(date)

Reviewed by: \_\_\_\_\_

(initials)

(date)

Submitted to Council: \_\_\_\_\_

(date)

Action by Committee: \_\_\_\_\_ Approved \_\_\_\_\_ Adversed \_\_\_\_\_ Held \_\_\_\_\_ Amended

\_\_\_\_\_ Substitute \_\_\_\_\_ Referred \_\_\_\_\_ Other